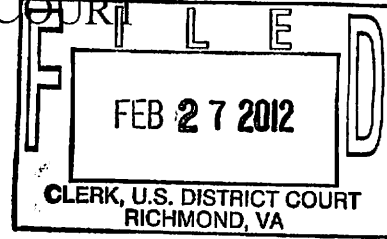


AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia  
Richmond Division



Eric Dante Pitt, for himself and on behalf of all  
similarly situated individuals

*Plaintiff*

v.

K-Mart Corporation, a wholly owned subsidiary of  
Sears Holdings Corporation

*Defendant*

Civil Action No. 3:11CV697

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* K-Mart Corporation, a wholly owned subsidiary of Sears Holdings Corporation  
CT Corporation System, Registered Agent  
4701 Cox Road, Suite 301  
Glen Allen, VA 23060

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Christopher Colt North  
The Consumer & Employee Rights Law Firm, P.C.  
751-A Thimble Shoals Boulevard  
Newport News, VA 23606

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: October 19, 2011

A handwritten signature in cursive script, appearing to read "L. J. Coleman", written over a horizontal line.

*Signature of Clerk or Deputy Clerk*

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) K-Mart Corporation  
 was received by me on (date) 1/26/12

☐ I personally served the summons on the individual at (place) 4701 Corld, Ste 301, Greens Allen  
VA 23060 on (date) 1/27/12 @ 11:25am or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Adam Carr, who is  
 designated by law to accept service of process on behalf of (name of organization) K-Mart Corporation  
CT Corporation System, R/A on (date) 1/27/12, 11:25am or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 1-27-12



Server's signature

Sheri P. Cagle, Process Server

Printed name and title

3420 Pump Rd #114, Henning VA

Server's address

23233

Additional information regarding attempted service, etc:

### Service Authorization

CT Corporation System is registered agent for various corporations, limited liability companies and partnerships. The following persons are designated in the office of the corporation upon whom any process, notice or demand may be served as representatives of the Corporation.

Tinika C. Baylor

Katie E. Bush

Teresa Brown


Adam Carr

Dacia Jamison

Jabrel Samuel

Tyler Puryear

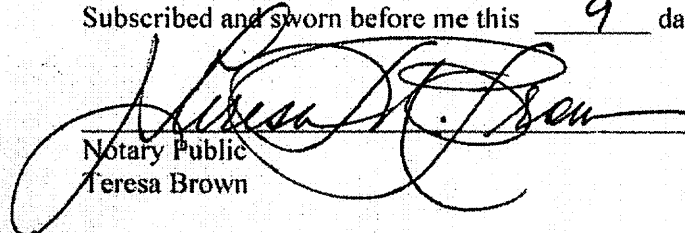
This authorization pertains to the authority of individuals to receive process on behalf of CT Corporation System and Business Filings Incorporated. It does not certify the receipt or acceptance of any specific process.

  
\_\_\_\_\_  
Tinika C. Baylor  
Corporate Operations Manager  
CT Corporation System  
A Wolters Kluwer Company

State of Virginia  
County of Henrico

This day personally appeared before me, Tinika C. Baylor, whose name is signed above and who, being first duly sworn, upon her oath, states that the foregoing Affidavit is true to the best of her knowledge and belief.

Subscribed and sworn before me this 9 day of Dec., <sup>2011</sup>~~2010~~

  
\_\_\_\_\_  
Notary Public  
Teresa Brown

#286304



# The Consumer & Employee Rights Law Firm, P.C.

751-A Thimble Shoals Blvd, Newport News, Virginia 23606  
Telephone: (757) 873-1010, Facsimile: (757) 873-8375

Christopher Colt North, Attorney  
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Stephanie V. Miner, Paralegal,  
Administrative Assistant  
and Office Manager  
[sminerlaw@aol.com](mailto:sminerlaw@aol.com)

February 22, 2012

United States District Court  
Eastern District of Virginia  
Attn: Fernando Galindo, Clerk  
701 East Broad Street  
Richmond, VA 23219

RE: Eric Dante Pitt v. K-Mart Corporation  
Civil Action No.: 3:11cv697

Dear Mr. Galindo:

I enclose the Summons in a Civil Action with the process servers return for filing in the above-referenced matter.

Very truly yours,



Christopher Colt North

CCN:st

